

IFW
PCT



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q92816

Catherine FRYIRS, et al.

Appln. No.: 10/565,670

Group Art Unit: Unknown

Confirmation No.: 7508

Examiner: Unknown

Filed: January 24, 2006

For: **METHOD FOR THE PRODUCTION OF FOOD PRODUCTS HAVING REDUCED FAT CONTENT**

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.
371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

MAIL STOP PCT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the "Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)," for the above-identified application, Applicant respectfully advises that a copy of the Declaration was already filed on January 18, 2007.

In support of this, Applicant was able to confirm, via telephone call to the U.S. PTO on February 16, 2007, that the Declaration was indeed received in the U.S. PTO on January 18, 2007; and that the Notification might have been mailed prior to the updating of the U.S. PTO records with respect to the receipt of the Declaration for the above-identified application. Further, Applicant attaches herewith a copy of the U.S. PTO date stamped Filing Receipt.

Response to Notification of Missing Requirements
U.S. Application No. 10/565,670

In view of this, Applicant respectfully requests the Office to rescind the "Notification of Missing Requirements" mailed on January 19, 2007 for the above-identified application.

Also, a copy of the Notification mailed on January 19, 2007 is attached herewith.

No fee is believed to be necessary; however, if necessary, the USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



Gordon Kit
Registration No. 30,764

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE
23373
CUSTOMER NUMBER

Date: February 16, 2007

36

FILING RECEIPT
PLEASE DATE STAMP AND RETURN TO US - BOX 235X

In re application of

Catherine FRYIRS, et al.

Appln. No.: 10/565,670

Confirmation No.: Unknown

Filed: January 24, 2006



Group Art Unit: Unknown

Examiner: Unknown

For: METHOD FOR THE PRODUCTION OF FOOD PRODUCTS HAVING REDUCED FAT
CONTENT

PAPER(S) FILED ENTITLED:

1. Submission of Executed Declaration (in duplicate) with a copy of the executed Declaration and Power of Attorney, and a check in the amount of \$130.00
2. Copy of an executed Assignment with PTO Form 1595 and a check in the amount of \$40.00
3. Information Disclosure Statement (with a copy of Communication from a foreign patent office, references and PTO/SB/08 A & B (modified))

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

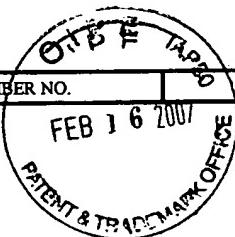
DOCKET NO.: Q92816
ATTORNEY/SEC: Gordon Kit/mt
Date Filed: January 18, 2007

WASHINGTON OFFICE
23373
CUSTOMER NUMBER





UNITED STATES PATENT AND TRADEMARK OFFICE



U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/565,670	Catherine Fryirs	Q92816
INTERNATIONAL APPLICATION NO.		
PCT/AU04/00988		
I.A. FILING DATE	PRIORITY DATE	
07/23/2004	07/25/2003	
CONFIRMATION NO. 7508		
371 FORMALITIES LETTER		
 *OC000000022060697*		

Date Mailed: 01/19/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/24/2006
- Copy of the International Search Report filed on 01/24/2006
- U.S. Basic National Fees filed on 01/24/2006
- Priority Documents filed on 01/24/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

KAREN R MCLEAN

Telephone: (703) 308-9140 EXT 214

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/565,670	PCT/AU04/00988	Q92816

FORM PCT/DO/EO/905 (371 Formalities Notice)